IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In	Re	F	'a	ter	ıt A	pp	lica	ti	01	n	of:		

J. Michael Fitzpatrick, et al.

An Amendment

[X]

Conf. No.: 6931 : Group Art Unit: 3731

Appln. No.: 10/526,754 : Examiner: Ryan J. Severson

Filing Date: March 4, 2005 : Attorney Docket No.: 9823-26U1

Title: FIDUCIAL MARKER HOLDER SYSTEM FOR SURGERY

REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 C.F.R. 1.114

This is a request under 37 CFR 1.114 for continued examination (RCE) of the above identified application in response to the Final Office Action mailed June 30, 2008 (Paper No. 20080623). Enclosed are the following in support of the RCE under 37 C.F.R. 1.114:

[]	A Supplemental Information Disclosure Statement, PTO/SB/08A and cited
	references.
[]	New formal drawings.
[]	A Petition for Extension of Time for the pending application.
[]	Other:
The	following fees are enclosed:
[X]	RCE fee of \$405.00 for a small entity required under 37 C.F.R. 1.17(e).
[]	Extension of time fee in the amount of \$
[]	Additional claim fees for excess claims submitted in the enclosed Amendment,
	calculated as follows:

					SMAL	L ENTITY	LARGE ENTITY		
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	RATE	ADDIT. FEE	
TOTAL		(-)	or 20		x25		x50		
INDEP.		(-)	or 3		x100		x200		
1 st PRESENTATION OF MULTIPLE DEPENDENT CLAIMS					+\$180		+\$360		
					TOTAL		TOTAL		

Firm check(s) totaling \$ is enclosed.	sed herewith
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- [X] The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-1017 (Billing No. 209823.0031) as noted below.
 - [X] Any overpayments or deficiencies in the above-calculated fee(s).
 - [X] RCE fee for a small entity in the amount of \$405.00
 - [] Extension fee in the amount of \$
 - [] Additional claim fee(s) in the amount of \$.00 as calculated above.
 - [X] Any additional fees required under 37 C.F.R. §§ 1.16 or 1.17.
- [X] In the event that a Petition for Extension of Time is required, but not enclosed, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above

Respectfully submitted,

J. Michael Titzpatrick. et al.

September 24,2008

John Sen

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JDS/SEM